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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/676,866	09/29/2000	Ron Maurer	1000735-1	3319

22879 7590 09/20/2006

HEWLETT PACKARD COMPANY
P O BOX 272400, 3404 E. HARMONY ROAD
INTELLECTUAL PROPERTY ADMINISTRATION
FORT COLLINS, CO 80527-2400

EXAMINER

SHERALI, ISHRAT I

ART UNIT	PAPER NUMBER
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2624

DATE MAILED: 09/20/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Response to Amendment/Arguments

1. This action is in response to Applicant's arguments provide in the pre-appeal dated 5/9/2006. For further discussion see the remarks section.

Claim Rejections - 35 USC § 101

2. 35 U.S.C. 101 reads as follows:

Whoever invents or discovers any new and useful process, machine, manufacture, or composition of matter, or any new and useful improvement thereof, may obtain a patent therefor, subject to the conditions and requirements of this title.

3. Claim 36 is rejected under 35 USC 101 because claim in lines 1-2 recites "An article for processor comprising memory encoded with instructions" . Memory encoded with instruction comprising memory encoded with instruction is non statutory. Claim should recite "An article for processor comprising computer readable medium encoded with computer instruction.

Claim Rejections - 35 USC § 102

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

Art Unit: 2624

5. Claims 1-2, 16-17, 29, 32, 34 and 45 are rejected under 35 U.S.C. 102 (e) as being anticipated by Harrington (US 6,03,1581).

Regarding claims 1-2, 14, 16-17, 28, 29, 32, 34 and 45 rejection provided in the previous office action is maintained.

Allowable Subject Matter

6. Claims 5-13, 15 and 20-27 are allowed. Claim 36 is allowed based on the condition that Applicant overcome rejection under 35 USC 101.

Claims 3-4, 14, 18, 28, 30-31, 33, 37-43 and 46-48 are objected as being dependent on rejected base claim but would be allowable if rewritten in independent form including limitations of the base claim and any intervening claims..

Remarks Section

7. Applicant argued the following in the pre-appeal filed on 5/9/2006.

Harrington does not disclose the chrominance value of pixel is reduced by an amount that is scaled according to chromatic dynamic range.

Examiner disagree with Applicant's assertion that Harrington does not disclose the chrominance value of pixel is reduced by an amount that is scaled according to chromatic dynamic range. Harrington in col. 5, lines 15-30 and col. 6, lines 48-59 Harrington states restricting the revised chrominance value of pixel range between maximum and minimum chrominance signal" This corresponds to the chrominance value of pixel is reduced by an amount that is scaled according to chromatic dynamic range [maximum/minimum chrominance signal).

Communication

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Sherali Ishrat whose telephone number is 571-272-7398. The examiner can normally be reached on 8:00 AM - 4:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew Bella can be reached on 571-272-7778. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Ishrat Sherali

September 12, 2006